IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

WP(C).No. 14711 of 2007(B)

PETITIONER:

E.T. ZEENA,
HEADMISTRESS, G.L.P.SCHOOL, EDAVILANGU,
TRICHUR DISTRICT.

BY ADV. SRI.S.MOHAMMED AL RAFI

RESPONDENTS:

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1. DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

2. DEPUTY DIRECTOR OF EDUCATION, THRISSUR.

Addl.R3. SMT.A.B.CHANDHINI,
WORKING AS HEADMISTRESS GOVT. WELFARE LPS
VAZHACHAL NOW UNDER ORDERS OF TRANSFER TO GOVT.
FISHERIES LPS. EDAVAILANGU
(Addl. Respondent no.3 impleaded as per order in I.A.7040/07
dated 7.6.07)

BY GOVERNMENT PLEADER SRI.T.T.MUHAMOOD
SRI.PKM.HASSAN
SRI.J.JULIAN XAVIER
SRI.FIROZ K.ROBIN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: True copy of the relevant page of the order No.A5/4519/07(1) dated 28.3.2007.

Ext.P2: True copy of the order No.A5/4519/07 (1) dated 28.4.2007 issued by 2nd respondent.

Ext.P3: True copy of the representation dated nil submitted by president, Edavilangu Panchayat.

Ext.P4: True copy of the representation dated 5.5.2007 submitted by the petitioner before the 2nd respondent.

RESPONDENT'S EXHIBITS:

Ext.R3(a): True copy of the application dated 26.2.2007.

Ext.R3(b): True copy of the disability certificate 28.10.2002.

Ext.R3(c): True copy of the order dated 28.4.2007.

// True copy //
P.S. to Judge

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A.K. Basheer, J.

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W.P(C) No. 14711 of 2007

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Dated this the 15th day of June, 2007.

J U D G M E N T

Having heard learned counsel for the parties and having perused the materials on record, I do not find any reason to interfere with Ext.P2 order of transfer, by which petitioner has been ordered to be shifted from G.F.L.P. School, Edavilangu to G.F.U.P.School, Kadappuram. However learned counsel for the petitioner prays for a direction to respondent No.2 to consider the representation that may be preferred by the petitioner highlighting her grievances and also pointing out other alternate vacancies in one of which either the petitioner or additional respondent No.3 can be accommodated. If such a request is received from the petitioner, the same shall be considered by respondent No.2. If the order that may be passed by respondent No.2 would in any way affect the right of additional respondent No.3, necessarily respondent No.3 shall also be heard. I make it clear that it will be open to respondent No.2 to take a decision in the matter strictly on the merit of the claim and also in accordance with the Rules and orders governing the field. Representation, if any, shall be preferred by the petitioner within two weeks from today. Appropriate orders thereon shall passed within one month from the date of receipt of the representation.

2. Petitioner shall assume charge at the station where she has been ordered to be shifted, forthwith.

Writ Petition is closed in the above terms.

A.K. Basheer
Judge.

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